

## SENATE BILL No. 462

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### DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 4-33.

**Synopsis:** Riverboat economic development agreements. Provides that the gaming commission has continuous jurisdiction over riverboat economic development agreements. Establishes reporting requirements for the recipients of incentive payments under the agreements.

**Effective:** July 1, 2007.

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**Jackman, Meeks**

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January 11, 2007, read first time and referred to Committee on Commerce, Public Policy & Interstate Cooperation.

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Introduced

First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

## SENATE BILL No. 462

A BILL FOR AN ACT to amend the Indiana Code concerning gaming.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 4-33-2-6.5 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2007]: **Sec. 6.5. "Development agreement" means an agreement**  
4 **that:**

5 (1) **is between:**

6 (A) **the holder of an owner's license or operating agent**  
7 **contract; and**

8 (B) **either:**

9 (i) **a person; or**

10 (ii) **a unit of local government; and**

11 (2) **sets forth the holder's financial commitments to support**  
12 **economic development in a unit or a geographic region.**

13 SECTION 2. IC 4-33-2-19 IS ADDED TO THE INDIANA CODE  
14 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
15 1, 2007]: **Sec. 19. "Incentive payment" means any payment that a**  
16 **holder of an owner's license or an operating agent contract is**  
17 **required to make under a development agreement.**

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SECTION 3. IC 4-33-4-22.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 22.5. The commission has continuous jurisdiction over development agreements. The commission is authorized to verify and ensure that development agreements, incentive payments, and disbursements of incentive payment money received:**

- (1) comport with the purposes of this article; and
- (2) do not adversely affect the integrity of the riverboat gambling industry in Indiana.

SECTION 4. IC 4-33-4-23, AS ADDED BY P.L.199-2005, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 23. (a) An operating agent or a person holding an owner's license must report annually to the commission the following:**

- (1) The total dollar amounts and recipients of incentive payments made.
- (2) Any other items related to ~~the payments described in subdivision (1)~~ **an incentive payment** that the commission may require.

(b) The commission shall prescribe, with respect to ~~the~~ **a report** required by ~~subsection (a)~~ **this section:**

- (1) the format of the report;
- (2) the deadline by which the report must be filed; and
- (3) the manner in which the report must be maintained and filed.

**(c) A recipient of an incentive payment shall annually report to the commission an accounting of:**

- (1) the incentive payment received by the recipient; and
- (2) any disbursements of incentive payment money received.

**(d) A report required under subsection (c) must include:**

- (1) the legal name of the recipient of each disbursement;
- (2) the date, amount, and purpose of each disbursement; and
- (3) any other information required by the commission.

**(e) Upon request of the commission, a recipient shall furnish to the commission sufficient documentation to prove the validity of a transaction described in a report required under subsection (c).**

**(f) A report submitted under subsection (c) must be made available electronically through the computer gateway administered by the office of technology established by IC 4-13.1-2-1.**

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